



The Golf Club at Briar's Creek Property Owners Association

July 14, 2021

UPS 1Z 9Y1 974 30 9397 3065

The Honorable Jocelyn D. Boyd
Chief Clerk/Administrator
Public Service Commission of South Carolina
101 Executive Center Drive
Columbia, South Carolina 29210

RECEIVED

JUL 15 2021

PSCSC
Clerks Office

Re: Docket 2020-276-S, Order No. 2021-471

Dear Ms. Boyd:

Please accept this notification that the South Carolina Department of Health and Environmental Control has transferred the ownership of the Land Application Discharge Permit from Briar's Creek Holdings, LLC to The Golf Club at Briar's Creek Property Owners Association on July 8, 2021. Attached is the revised permit.

This information is provided to comply with Order No. 2021-471, Section IV that was issued on July 8, 2021.

Thank you for your consideration. Please contact us at your earliest convenience should you have any questions or concerns.

Sincerely,

Robert J. Licato
President

Cc: Office of Regulatory Staff
J. Bunting, Sentry Management
T. Walker, Walker Gressette Freeman & Linton

C/O Sentry Management, 4401 Leeds Avenue, Suite 120, North Charleston, SC 29405

Land Application Discharge Permit

This State Permit Certifies That
The Gold Club at Briar's Creek Property Owners
Association, Inc.
Briar's Creek Golf Development WWTP

has been granted permission to discharge treated wastewater from a facility located at

Johns Island
Charleston County

to property located at the

13-acre Tree Farm site adjacent to the WWTP

in accordance with effluent limitations, monitoring requirements and other conditions set forth in Parts I, II, III, IV and V hereof. This permit is issued in accordance with the provisions of the Pollution Control Act of South Carolina (S.C. Code Sections 48-1-10 et seq., 1976), Regulation 61-9 and with the provisions of the Federal Clean Water Act (PL 92-500), as amended, 33 U.S.C. 1251 et seq., the "Act."



Shawn M. Clarke, P.E., Director
Water Facilities Permitting Division
Bureau of Water

Issued: May 23, 2013

Expires¹: June 30, 2023

Effective: July 1, 2013

Permit No.: ND0080977

Modified Date: July 8, 2021

¹ This permit will continue to be in effect beyond the expiration date if a complete timely re-application is received pursuant to Regulation 61-9.505.6 and signed per Regulation 61-9.505.22



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PART I. Definitions

Any term not defined in this Part has the definition stated in the South Carolina Pollution Control Act (PCA) or in "Water Pollution Control Permits", R.61-9 or its normal meaning.

- A. The "Act", or CWA shall refer to the Clean Water Act (Formerly referred to as the Federal Water Pollution Control Act) Public Law 92-500, as amended means the Clean Water Act (formerly referred to as the Federal Water Pollution Control Act or Federal Water Pollution Control Act Amendments of 1972) Pub. L. 92-500, as amended by Pub. L. 95-217, Pub. L. 95-576, Pub. L. 96-483, and Pub. L. 97-117, 33 U.S.C. 1251 et seq. Specific references to sections within the CWA will be according to Pub. L. 92-500 notation.
- B. The "arithmetic mean" of any set of values is the summation of the individual values divided by the number of individual values.
- C. "Bypass" means the intentional diversion of waste streams from any portion of a treatment facility.
- D. A "composite sample" shall be defined as one of the following four types:
 1. An influent or effluent portion collected continuously over a specified period of time at a rate proportional to the flow.
 2. A combination of not less than 8 influent or effluent grab samples collected at regular (equal) intervals over a specified period of time and composited by increasing the volume of each aliquot in proportion to flow. If continuous flow measurement is not used to composite in proportion to flow, the following method will be used: An instantaneous flow measurement should be taken each time a grab sample is collected. At the end of the sampling period, the instantaneous flow measurements should be summed to obtain a total flow. The instantaneous flow measurement can then be divided by the total flow to determine the percentage of each grab sample to be combined. These combined samples form the composite sample.
 3. A combination of not less than 8 influent or effluent grab samples of equal volume but at variable time intervals that are inversely proportional to the volume of the flow. In other words, the time interval between aliquots is reduced as the volume of flow increases.
 4. If the effluent flow varies by less than 15 percent, a combination of not less than 8 influent or effluent grab samples of constant (equal) volume collected at regular (equal) time intervals over a specified period of time. (This method maybe used with prior Department approval.)

All samples shall be properly preserved in accordance with Part II.J.4. Continuous flow or the sum of instantaneous flows measured and averaged for the specified compositing time period shall be used with composite results to calculate mass.

- E. "Daily discharge" means the discharge of a pollutant measured during a calendar day or any 24-hour period that reasonably represents the calendar day for purposes of sampling. For pollutants with limitations expressed in units of mass, the daily discharge is calculated as the total mass of the pollutant discharged over the day. For pollutants with limitations expressed in other units of measurement, the daily discharge is calculated as the average measurement of the pollutant over the day.
- F. "Daily maximum" is the highest average value recorded of samples collected on any single day during the calendar month.
- G. "Daily minimum" is the lowest average value recorded of samples collected on any single day during the calendar

month.

- H. The "Department" or "DHEC" shall refer to the South Carolina Department of Health and Environmental Control.
- I. The "geometric mean" of any set of values is the N^{th} root of the product of the individual values where N is equal to the number of individual values. The geometric mean is equivalent to the antilog of the arithmetic mean of the logarithms of the individual values. For purposes of calculating the geometric mean, values of zero (0) shall be considered to be one (1).
- J. A "grab sample" is an individual, discrete or single influent or effluent portion of at least 100 milliliters collected at a time representative of the discharge and over a period not exceeding 15 minutes and retained separately for analysis.
- K. The "instantaneous maximum or minimum" is the highest or lowest value recorded of all samples collected during the calendar month.
- L. The "monthly average", other than for fecal coliform and enterococci, is the arithmetic mean of all samples collected in a calendar month period. The monthly average for fecal coliform and enterococci bacteria is the geometric mean of all samples collected in a calendar month period. The monthly average loading is the arithmetic average of all daily discharges made during the month.
- M. "POTW" means a treatment works as defined by section 212 of the Clean Water Act, which is owned by a state or municipality (as defined by section 502[4] of the CWA). This definition includes any devices and systems used in the storage, treatment, recycling and reclamation of municipal sewage or industrial wastes of a liquid nature or a regional entity composed of two (2) or more municipalities or parts thereof. It also includes sewers, pipes and other conveyances only if they convey wastewater to a POTW Treatment Plant. The term also means the municipality, as defined in section 502(4) of the CWA, which has jurisdiction over the Indirect Discharges to and the discharge from such a treatment works.
- N. "Practical Quantitation Limit (PQL)" is the concentration at which the entire analytical system must give a recognizable signal and acceptable calibration point. It is the concentration in a sample that is equivalent to the concentration of the lowest calibration standard analyzed by a specific analytical procedure, assuming that all the method-specific sample weights, volumes, and processing steps have been followed. It is also referred to as the reporting limit.
- O. "Privately owned treatment works" means any device or system which both is used to treat wastes from any facility whose operator is not the operator of the treatment works and is not a POTW.
- P. "Quarter" is defined as the first three calendar months beginning with the month that this permit becomes effective (unless otherwise specified in this permit) and each group of three calendar months thereafter.
- Q. "Quarterly average" is the arithmetic mean of all samples collected in a quarter.
- R. "Severe property damage" means substantial physical damage to property, damage to the treatment facilities which causes them to become inoperable, or substantial and permanent loss of natural resources which can reasonably be expected to occur in the absence of a bypass. Severe property damage does not mean economic loss caused by delays in production.
- S. "Upset" means an exceptional incident in which there is unintentional and temporary noncompliance with technology based permit effluent limitations because of factors beyond the reasonable control of the permittee.

An upset does not include noncompliance to the extent caused by operational error, improperly designed treatment facilities, inadequate treatment facilities, lack of preventive maintenance, or careless or improper operation.

- T. "Weekly average", is the arithmetic mean of all the samples collected during a one-week period. For self-monitoring purposes, weekly periods in a calendar month are defined as three (3) consecutive seven-day intervals starting with the first day of the calendar month and a fourth interval containing seven (7) days plus those days beyond the 28th day in a calendar month. The value to be reported is the single highest of the four (4) weekly averages computed during a calendar month. The weekly average loading is the arithmetic average of all daily discharges made during the week.

PART II. Standard Conditions

A. Duty to comply

The permittee must comply with all conditions of the permit. Any permit noncompliance constitutes a violation of the Clean Water Act and the Pollution Control Act and is grounds for enforcement action; for permit termination, revocation and reissuance, or modification; or denial of a permit renewal application. The Department's approval of wastewater facility Plans and Specifications does not relieve the permittee of responsibility to meet permit limits.

1. a. The permittee shall comply with effluent standards or prohibitions established under section 307(a) of the Clean Water Act for toxic pollutants and with standards for sewage sludge use or disposal established under section 405(d) of the CWA within the time provided in the regulations that establish these standards or prohibitions or standards for sewage sludge use or disposal, even if the permit has not yet been modified to incorporate the requirement.
- b. It is the responsibility of the permittee to have a treatment facility that will meet the final effluent limitations of this permit. The approval of plans and specifications by the Department does not relieve the permittee of responsibility for compliance.
2. Failure to comply with permit conditions or the provisions of this permit may subject the permittee to civil penalties under S.C. Code Section 48-1-330 or criminal sanctions under S.C. Code Section 48-1-320. Sanctions for violations of the Federal Clean Water Act may be imposed in accordance with the provisions of 40 CFR Part 122.41(a)(2) and (3).
3. A person who violates any provision of this permit, a term, condition or schedule of compliance contained within a valid ND permit, or the State law is subject to the actions defined in the State law.

B. Duty to reapply

1. If the permittee wishes to continue an activity regulated by this permit after the expiration date of this permit, the permittee must apply for and obtain a new permit. Any POTW with a current effective permit shall submit a new application at least 180 days before the expiration date of the existing permit, unless permission for a later date has been granted by the Department. (The Department shall not grant permission for applications to be submitted later than the expiration date of the existing permit)
2. If a privately owned treatment works as defined in Part I.N, wishes to continue an activity regulated by this permit after the expiration date of this permit, the privately owned treatment works must apply for and obtain a new permit. A privately owned treatment works with a currently effective permit shall submit a new application 180 days before the existing permit expires, unless permission for a later date has been granted by the Department. The Department may not grant permission for applications to be submitted later than the expiration date of the existing permit.

C. Need to halt or reduce activity not a defense

It shall not be a defense for a permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit.

D. Duty to mitigate

The permittee shall take all reasonable steps to minimize or prevent any discharge or sludge use or disposal in violation of this permit which has a reasonable likelihood of adversely affecting human health or the environment.

E. Proper operation and maintenance

1. The permittee shall at all times properly operate and maintain in good working order and operate as efficiently as possible all facilities and systems of treatment and control (and related appurtenances) which are installed or used by the permittee to achieve compliance with the terms and conditions of this permit. Proper operation and maintenance includes effective performance based on design facility removals, adequate funding, adequate operator staffing and training and also includes adequate laboratory controls and appropriate quality assurance procedures. This provision requires the operation of back-up or auxiliary facilities or similar systems which are installed by a permittee only when the operation is necessary to achieve compliance with the conditions of the permit.
2. Power Failures.

In order to maintain compliance with effluent limitations and prohibitions of this permit, the permittee shall either:
 - a. provide an alternative power source sufficient to operate the wastewater control facilities;
 - b. or have a plan of operation which will halt, reduce, or otherwise control production and/or all discharges upon the reduction, loss, or failure of the primary source of power to the wastewater control facilities.
3. The permittee shall develop and maintain at the facility a complete Operations and Maintenance Manual for the waste treatment facilities and/or land application system. The manual shall be made available for on-site review during normal working hours. The manual shall contain operation and maintenance instructions for all equipment and appurtenances associated with the waste treatment facilities and land application system. The manual shall contain a general description of: the treatment process(es), the operational procedures to meet the requirements of (E)(1) above, and the corrective action to be taken should operating difficulties be encountered.
4. The permittee shall provide for the performance of daily treatment facility inspections by a certified operator of the appropriate grade as specified in Part V. The inspections shall include, but should not necessarily be limited to, areas which require visual observation to determine efficient operation and for which immediate corrective measures can be taken using the O & M manual as a guide. All inspections shall be recorded and shall include the date, time, and name of the person making the inspection, corrective measures taken, and routine equipment maintenance, repair, or replacement performed. The permittee shall maintain all records of inspections at the permitted facility as required by the permit, and the records shall be made available for on-site review during normal working hours.
5. A roster of operators associated with the facility's operation and their certification grades shall be submitted to the DHEC/Bureau of Water/Water Pollution Control Division. For existing facilities, this roster shall be submitted within thirty (30) days of the effective date of this permit. For new facilities, this roster must be submitted prior to placing the facility into operation. Additionally, any changes in operator or operators (including their certification grades) shall be submitted to the Department as they occur.
6. Wastewater Sewer Systems
 - a. Purpose. This section establishes rules for governing the operation and maintenance of wastewater sewer systems, including gravity or pressure interceptor sewers. It is the purpose of this section to establish standards for the management of sewer systems to prevent and/or minimize system failures that would lead to public health or environmental impacts.
 - b. Applicability. This section applies to all sewer systems that have been or would be subject to a DHEC

construction permit under Regulation 61-67 and whose owner owns or operates the wastewater treatment system to which the sewer discharges.

c. General requirements. The permittee must:

- (1) Properly manage, operate, and maintain at all times all parts of its sewer system(s), to include maintaining contractual operation agreements to provide services, if appropriate;
- (2) Provide adequate capacity to convey base flows and peak flows for all parts of the sewer system or, if capital improvements are necessary to meet this standard, develop a schedule of short and long term improvements;
- (3) Take all reasonable steps to stop and mitigate the impact of releases of wastewater to the environment; and
- (4) Notify the Department within 30 days of a proposed change in ownership of a sewer system.

F. Permit actions

This permit may be modified, revoked and reissued, or terminated for cause. The filing of a request by the permittee for a permit modification, revocation and reissuance, or termination, or a notification of planned changes or anticipated noncompliance does not stay any permit condition.

G. Property rights

This permit does not convey any property rights of any sort, or any exclusive privilege nor does it authorize any injury to persons or property or invasion of other private rights, or any infringement of State or local law or regulations.

H. Duty to provide information

The permittee shall furnish to the Department, within a reasonable time, any information which the Department may request to determine whether cause exists for modifying, revoking and reissuing, or terminating this permit or to determine compliance with this permit. The permittee shall also furnish to the Department upon request, copies of records required to be kept by this permit.

I. Inspection and entry

The permittee shall allow the Department, or an authorized representative (including an authorized contractor acting as a representative of the Department), upon presentation of credentials and other documents as may be required by law, to:

1. Enter upon the permittee's premises where a regulated facility or activity is located or conducted, or where records must be kept under the conditions of this permit;
2. Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit;
3. Inspect at reasonable times any facilities, equipment (including monitoring and control equipment), practices, or operations regulated or required under this permit; and
4. Sample or monitor at reasonable times, for the purposes of assuring permit compliance or as otherwise authorized

by the Clean Water Act and Pollution Control Act, any substances or parameters at any location.

J. Monitoring and records

1. a. Samples and measurements taken for the purpose of monitoring shall be representative of the monitored activity.

- b. Flow Measurements

Where primary flow meters are required, appropriate flow measurement devices and methods consistent with accepted scientific practices shall be present and used to ensure the accuracy and reliability of measurements of the volume of monitored discharges. The devices shall be installed, calibrated, and maintained to ensure that the accuracy of the measurements is consistent with the accepted capability of that type of device. Devices selected shall be capable of measuring flows with a maximum deviation of not greater than 10 percent from the true discharge rates throughout the range of expected discharge volumes. The primary flow device, where required, must be accessible to the use of a continuous flow recorder.

- c. The permittee shall maintain all records of inspections at the permitted facility as required by the permit, and the records shall be made available for on-site review during normal working hours.
2. Except for records of monitoring information required by this permit related to the permittee's sewage sludge use and disposal activities, which shall be retained for a period of at least five years (or longer as required by R.61-9.503 or R.61-9.504), the permittee shall retain records of all monitoring information, including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation, copies of all reports required by this permit, and records of all data used to complete the application for this permit, for a period of at least 3 years from the date of the sample, measurement, report or application. This period may be extended by request of the Department at any time.
3. Records of monitoring information shall include:
 - a. The date, exact place, and time of sampling or measurements;
 - b. The individual(s) who performed the sampling or measurements;
 - c. The date(s) analyses were performed;
 - d. The individual(s) who performed the analyses;
 - e. The analytical techniques or methods used; and
 - f. The results of such analyses.
4. a. Analyses for required monitoring must be conducted according to test procedures approved under 40 CFR Part 136 or, in the case of sludge use or disposal specified in R.61-9.503, unless other test procedures have been specified in the permit
 - b. Unless addressed elsewhere in this permit, the permittee shall use a sufficiently sensitive analytical method for each sample that achieves a value below the derived permit limit stated in Part III. If more than one method of analysis is approved for use, the Department recommends for reasonable potential determinations that the permittee use the method having the lowest practical quantitation limit (PQL) unless otherwise

specified in Part V of the permit. For the purposes of reporting analytical data on the Discharge Monitoring Report (DMR):

- (1) Analytical results below the PQL from methods available in 40 CFR 136 or otherwise specified in the permit shall be reported as zero (0), provided the PQL is below the value specified in Part V.G.5 and the result is also below the PQL. Zero (0) shall also be used to average results which are below the PQL. When zero (0) is reported or used to average results, the permittee shall report, in the "Comment Section" or in an attachment to the DMR, the analytical method used, the PQL achieved, and the number of times results below the PQL were reported as zero (0).
 - (2) Analytical results above the PQL from methods available in 40 CFR 136 or otherwise specified in the permit shall be reported as the value achieved, even if the PQL is below the value specified in Part V.G.5. When averaging results using a value containing a < the average shall be calculated using the value and reported as < the average of all results collected.
 - (3) Mass values shall be calculated using the flow taken at the time of the sample and either the concentration value actually achieved or the value as determined from the procedures in (1) or (2) above, as appropriate.
5. The PCA provides that any person who falsifies, tampers with, or knowingly renders inaccurate any monitoring device or method required to be maintained under this permit shall, upon conviction, be punished by a fine of not more than \$25,000 or by imprisonment for not more than 2 years, or both. If a conviction of a person is for a violation committed after a first conviction of such person under this paragraph, punishment provided by the Clean Water Act is also by imprisonment of not more than 4 years.

K. Signatory requirement

1. All applications, reports, or information submitted to the Department shall be signed and certified.
 - a. Applications. All permit applications shall be signed as follows:
 - (1) For a corporation: by a responsible corporate officer. For the purpose of this section, a responsible corporate officer means:
 - (a) A president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation, or
 - (b) The manager of one or more manufacturing, production, or operating facilities, provided, the manager is authorized to make management decisions which govern the operation of the regulated facility including having the explicit or implicit duty of making major capital investment recommendations, and initiating and directing other comprehensive measures to assure long term environmental compliance with environmental laws and regulations; the manager can ensure that the necessary systems are established or actions taken to gather complete and accurate information for permit application requirements; and where authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures.
 - (2) For a partnership or sole proprietorship: by a general partner or the proprietor, respectively; or
 - (3) For a municipality, State, Federal, or other public agency or public facility: By either a principal executive officer, mayor, or other duly authorized employee or ranking elected official. For purposes of this section, a principal executive officer of a Federal agency includes:

- (a) The chief executive officer of the agency, or
 - (b) A senior executive officer having responsibility for the overall operations of a principal geographic unit of the agency (e.g., Regional Administrator, Region IV, EPA).
- b. All reports required by permits, and other information requested by the Department, shall be signed by a person described in Part II.K.1.a of this section, or by a duly authorized representative of that person. A person is a duly authorized representative only if:
- (1) The authorization is made in writing by a person described in Part II.K.1.a of this section;
 - (2) The authorization specifies either an individual or a position having responsibility for the overall operation of the regulated facility or activity such as the position of plant manager, operator of a well or a well field, superintendent, position of equivalent responsibility, or an individual or position having overall responsibility for environmental matters for the company. (A duly authorized representative may thus be either a named individual or any individual occupying a named position.) and,
 - (3) The written authorization is submitted to the Department.
- c. Changes to authorization. If an authorization under Part II.K.1.b of this section is no longer accurate because a different individual or position has responsibility for the overall operation of the facility, a new authorization satisfying the requirements of Part II.K.1.b of this section must be submitted to the Department prior to or together with any reports, information, or applications to be signed by an authorized representative.
- d. Certification. Any person signing a document under Part II.K.1.a or b of this section shall make the following certification: "I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."
2. The PCA provides that any person who knowingly makes any false statement, representation, or certification in any record or other document submitted or required to be maintained under this permit, including monitoring reports or reports of compliance or non-compliance shall, upon conviction, be punished by a fine of not more than \$25,000 per violation, or by imprisonment for not more than two years per violation, or by both.

L. Reporting requirements

1. Planned changes

The permittee shall give written notice to the Department as soon as possible of any planned physical alterations or additions to the permitted facility. Notice is required only when:

- a. The alteration or addition to a permitted facility may meet one of the criteria for determining whether a facility is a new source in R 61-9.122.29(b); or
- b. The alteration or addition could significantly change the nature or increase the quantity of pollutants discharged. This notification applies to pollutants which are subject neither to effluent limitations in the

permit, nor to notification requirements under Part II.L.8 of this section.

- c. The alteration or addition results in a significant change in the permittee's sewage sludge or industrial sludge use or disposal practices, and such alteration, addition, or change may justify the application of permit conditions that are different from or absent in the existing permit, including notification of additional use or disposal sites not reported during the permit application process or not reported pursuant to an approved land application plan (included in the ND permit directly or by reference);

2. Anticipated noncompliance

The permittee shall give advance notice to DHEC/Bureau of Water/Water Pollution Control Division of any planned changes in the permitted facility or activity which may result in noncompliance with permit requirements.

3. Transfers

This permit is not transferable to any person except after notice to DHEC/Bureau of Water/NPDES Administration Section. The Department may require modification or revocation and reissuance of the permit to change the name of permittee and incorporate such other requirements as may be necessary under the Pollution Control Act and the Clean Water Act. (See section 505.61; in some cases, modification or revocation and reissuance is mandatory.)

- a. Transfers by modification. Except as provided in paragraph b of this section, a permit may be transferred by the permittee to a new owner or operator only if the permit has been modified or revoked and reissued (under R.61-9.505.62(e)(2)), or a minor modification made (under R.61-9.505.63(d)), to identify the new permittee and incorporate such other requirements as may be necessary under CWA.
- b. Other transfers. As an alternative to transfers under paragraph a of this section, any ND permit may be transferred to a new permittee if:
 - (1) The current permittee notifies the Department at least 30 days in advance of the proposed transfer date in Part II.L.3.b(2) of this section;
 - (2) The notice includes a written agreement between the existing and new permittees containing a specific date for transfer of permit responsibility, coverage, and liability between them; and
 - (3) Permits are non-transferable except with prior consent of the Department. A modification under this subparagraph may also be a minor modification under section 505.63.

4. Monitoring reports

Monitoring results shall be reported at the intervals specified in the permit. Monitoring periods are calculated beginning with the permit effective date, unless otherwise stated elsewhere in this permit. If the permit is modified, the effective date of the modification is used to begin calculation of the monitoring period for those items that are part of the modification unless otherwise stated elsewhere in this permit.

- a. Monitoring results (with the exception of any Annual Reporting requirements under section 503.18, section 503.28, section 503.48 or section 504.18) must be reported on a Discharge Monitoring Report (DMR) or forms provided or specified by the Department for reporting results of monitoring of sludge use or disposal practices.

(1) Effluent Monitoring:

Effluent monitoring results obtained at the required frequency shall be reported on a Discharge Monitoring Report Form (EPA Form 3320-1). The DMR is due postmarked no later than the 28th day of the month following the end of the monitoring period. One original and one copy of the Discharge Monitoring Reports (DMRs) shall be submitted to:

S.C. Department of Health and Environmental Control
Bureau of Water/Water Pollution Control Division
Data and Records Management Section
2600 Bull Street
Columbia, South Carolina 29201

(2) Groundwater Monitoring:

Groundwater monitoring results obtained at the required frequency shall be reported on a Groundwater Monitoring Report Form (DHEC 2110) or other forms used by the laboratory, postmarked no later than the 28th day of the month following the end of the monitoring period. One original and one copy of the Groundwater Monitoring Report Form shall be submitted to:

S.C. Department of Health and Environmental Control
Bureau of Water/Water Pollution Control Division
Data and Records Management Section
2600 Bull Street
Columbia, South Carolina 29201

(3) Sludge Monitoring:

Sludge monitoring results obtained at the required frequency shall be reported in a laboratory format postmarked no later than the 28th day of the month following the end of the monitoring period. Two copies of these results shall be submitted to:

S.C. Department of Health and Environmental Control
Bureau of Water/Water Pollution Control Division
Data and Records Management Section
2600 Bull Street
Columbia, South Carolina 29201

(4) All other reports or monitoring required by this permit shall be submitted at the frequency specified elsewhere in the permit to:

S.C. Department of Health and Environmental Control
Bureau of Water/Water Pollution Control Division
Data and Records Management Section
2600 Bull Street
Columbia, South Carolina 29201

- b. If the permittee monitors any pollutant more frequently than required by the permit using test procedures approved under 40 CFR Part 136 or, in the case of sludge use or disposal, approved under 40 CFR Part 136 unless otherwise specified in R.61-9.503, R.61-9.504, or as specified in the permit, the results of this monitoring shall be included in the calculation and reporting of the data submitted in the DMR or sludge

reporting form specified by the Department.

- c. Calculations for all limitations which require averaging of measurements shall utilize an arithmetic mean unless otherwise specified by the Department in the permit.

5. Twenty-four-hour reporting

- a. The permittee shall report any noncompliance which may endanger health or the environment. Any information shall be provided orally to local DHEC office within 24 hours from the time the permittee becomes aware of the circumstances. During normal working hours call:

County	EQC Region	Phone No.
Anderson, Oconee	Upstate BEHS Anderson	864-260-5569
Abbeville, Edgefield, Greenwood, Laurens, McCormick, Saluda	Upstate BEHS Greenwood	864-223-0333
Greenville, Pickens	Upstate BEHS Greenville	864-241-1090
Cherokee, Spartanburg, Union	Upstate BEHS Spartanburg	864-596-3800
Fairfield, Lexington, Newberry, Richland	Midlands BEHS Columbia	803-896-0620
Chester, Lancaster, York	Midlands BEHS Lancaster	803-285-7461
Aiken, Allendale, Bamberg, Barnwell, Calhoun, Orangeburg	Midlands BEHS Aiken	803-641-7670
Chesterfield, Darlington, Dillon, Florence, Marion, Marlboro	Pee Dee BEHS Florence	843-661-4825
Clarendon, Kershaw, Lee, Sumter	Pee Dee BEHS Sumter	803-778-6548
Georgetown, Horry, Williamsburg	Pee Dee BEHS Myrtle Beach	843-238-4378
Berkeley, Charleston, Dorchester	Low Country BEHS Charleston	843-953-0150
Beaufort, Colleton, Hampton, Jasper	Low Country BEHS Beaufort	843-846-1030

After-hour reporting should be made to the 24-Hour Emergency Response telephone number 803-253-6488 or 1-888-481-0125 outside of the Columbia area.

A written submission shall also be provided within 5 days of the time the permittee becomes aware of the circumstances. The written submission shall contain a description of the noncompliance and its cause; the period of noncompliance, including exact dates and times; and, if the noncompliance has not been corrected, the anticipated time it is expected to continue and steps taken or planned to reduce, eliminate, and prevent recurrence of the noncompliance.

- b. The following shall be included as information which must be reported within 24 hours under this paragraph.
- (1) Any unanticipated bypass which exceeds any effluent limitation in the permit. (See R.61-9.505.41(L)(6)(ii)(A)).

(2) Any upset which exceeds any effluent limitation in the permit.

(3) Violation of a maximum daily discharge limitation for any of the pollutants listed by the Department in the permit to be reported within 24 hours.

c. The Department may waive the written report on a case-by-case basis for reports under Part II.L.5.b of this section if the oral report has been received within 24 hours.

6. Other noncompliance.

The permittee shall report all instances of noncompliance not reported under Part II.L.4 and 5 of this section and Part IV at the time monitoring reports are submitted. The reports shall contain the information listed in Part II.L.5 of this section.

7. Other information.

Where the permittee becomes aware that it failed to submit any relevant facts in a permit application or submitted incorrect information in a permit application or in any report to the Department, it shall promptly submit such facts or information.

8. Domestic treatment works

All permittees must provide adequate notice to the Department of the following:

- a. Any new introduction of pollutants into the wastewater treatment facility (WWTF) from an indirect discharger which would be subject to sections 301 or 306 of CWA if it were directly discharging those pollutants; and
- b. Any substantial change in the volume or character of pollutants being introduced into that WWTF by a source introducing pollutants into the WWTF at the time of issuance of the permit.
- c. For purposes of this paragraph, adequate notice shall include information on:
 - (1) The quality and quantity of influent introduced into the WWTF, and
 - (2) Any anticipated impact of the change on the quantity or quality of effluent to be discharged from the WWTF.

All POTWs must provide adequate notice to the Department of the following:

- (1) Any new introduction of pollutants into the POTW from an indirect discharger which would be subject to sections 301 or 306 of CWA if it were directly discharging those pollutants; and
- (2) Any substantial change in the volume or character of pollutants being introduced into that POTW by a source introducing pollutants into the POTW at the time of issuance of the permit.
- (3) For purposes of this paragraph, adequate notice shall include information on:
 - (i) The quality and quantity of effluent introduced into the POTW, and

- (ii) Any anticipated impact of the change on the quantity or quality of effluent to be discharged from the POTW.

M. Bypass

1. Bypass not exceeding limitations. The permittee may allow any bypass to occur which does not cause effluent limitations to be exceeded but only if it also is for essential maintenance to assure efficient operation. These bypasses are not subject to the provisions of Part II.M.2 and 3 of this section.
2. Notice.
 - a. Anticipated bypass. If the permittee knows in advance of the need for a bypass, it shall submit prior notice, if possible, at least ten days before the date of the bypass to DHEC/Bureau of Water/Water Facilities Permitting Division.
 - b. Unanticipated bypass. The permittee shall submit notice of an unanticipated bypass as required in Part II(L)(5) of this permit (24-hour reporting).
3. Prohibition of bypass
 - a. Bypass is prohibited, and the Department may take enforcement action against a permittee for bypass, unless:
 - (1) Bypass was unavoidable to prevent loss of life, personal injury, or severe property damage;
 - (2) There were no feasible alternatives to the bypass, such as the use of auxiliary treatment facilities, retention of untreated wastes, or maintenance during normal periods of equipment downtime. This condition is not satisfied if adequate back-up equipment should have been installed in the exercise of reasonable engineering judgment to prevent a bypass which occurred during normal periods of equipment downtime or preventive maintenance; and
 - (3) The permittee submitted notices as required under Part II.M.2 of this section.
 - b. The Department may approve an anticipated bypass, after considering its adverse effects, if the Department determines that it will meet the three conditions listed above in Part II.M.3.a of this section.

N. Upset

1. Effect of an upset. An upset constitutes an affirmative defense to an action brought for noncompliance with such technology-based permit effluent limitations if the requirements of Part II.N.2 of this section are met. No determination made during administrative review of claims that noncompliance was caused by upset, and before an action for noncompliance, is final administrative action subject to judicial review.
2. Conditions necessary for a demonstration of upset. A permittee who wishes to establish the affirmative defense of upset shall demonstrate, through properly signed, contemporaneous operating logs, or other relevant evidence that:
 - a. An upset occurred and that the permittee can identify the cause(s) of the upset;
 - b. The permitted facility was at the time being properly operated; and
 - c. The permittee submitted notice of the upset as required in Part II.L.5.b(2) of this section.

d. The permittee complied with any remedial measures required under Part II.D of this section.

3. Burden of proof. In any enforcement proceeding, the permittee seeking to establish the occurrence of an upset has the burden of proof.

O. Misrepresentation of Information

1. Any person making application for a ND permit or filing any record, report, or other document pursuant to a regulation of the Department, shall certify that all information contained in such document is true. All application facts certified to by the applicant shall be considered valid conditions of the permit issued pursuant to the application.
2. Any person who knowingly makes any false statement, representation, or certification in any application, record, report, or other documents filed with the Department pursuant to the State law, and the rules and regulations pursuant to that law, shall be deemed to have violated a permit condition and shall be subject to the penalties provided for pursuant to 48-1-320 or 48-1-330.

Part III. Limitations and Monitoring Requirements

A. Effluent Limitations and Monitoring Requirements

1. During the period beginning on the effective date of this permit and lasting through the expiration date, the permittee is authorized to land apply effluent and is identified as outfall serial 001. Such discharge shall be limited and monitored by the permittee as specified below:

EFFLUENT CHARACTERISTICS	DISCHARGE LIMITATIONS					MONITORING REQUIREMENTS		
	Pounds per Day		Other Units					
	Monthly Average	Weekly Average	Monthly Average	Weekly Average	Daily Maximum	Measurement Frequency	Sample Type	Sample Point
Flow	---	---	0.050 MGD	0.050 MGD	---	Daily	Continuous	Effluent
Biochemical Oxygen Demand - 5 Day (BOD ₅)	13	19	30 mg/l	45 mg/l	---	1/Month	24 Hour Composite	Effluent
Total Suspended Solids (TSS)	38	56	90 mg/l	135 mg/l	---	1/Month	24 Hour Composite	Effluent
Nitrate (N)	---	---	MR mg/l	MR mg/l	---	1/Month	24 Hour Composite	Effluent
Dissolved Oxygen (DO)	---	---	2.0 mg/l Minimum at all times			Daily	Grab	Effluent
pH	---	---	6.0 - 8.5 Standard Units			Daily	Grab	Effluent

2. **FINAL LIMITS:** During the period beginning on the effective date of this permit and lasting through the expiration date, the permittee is authorized to discharge from outfall serial number 001. Such discharge shall be limited and monitored by the permittee as specified below:

If the Fecal Coliform daily maximum (as defined by R.61-68.B.29) during a calendar month reporting period is less than or equal to 43 MPN/100 ml or the provisions of R.61-68.E.14(c)(12), included as "Fecal Coliform Supplemental Data Sheet" at the end of Part V of this permit, were not met, then the following limits apply:

EFFLUENT CHARACTERISTICS	DISCHARGE LIMITATIONS		MONITORING REQUIREMENTS		
	Monthly Average	Daily Maximum	Measurement Frequency	Sample Type	Sample Point
Fecal Coliform (MPN/100ml)	14	43	1/Month	Grab	Effluent

Otherwise, report "Conditional Monitoring-Not Required" on the Discharge Monitoring Report (DMR) form for this portion (Part III.A.2.) of the permit and report all Fecal Coliform data for this monitoring period in 3. below.

3. **FINAL LIMITS:** During the period beginning on the effective date of this permit and lasting through the expiration date, the permittee is authorized to discharge from outfall serial number 001. Such discharge shall be limited and monitored by the permittee as specified below:

If the Fecal Coliform daily maximum (as defined by R.61-68.B.29) during a calendar month reporting period is greater than 43 MPN/100 ml and the provisions of R.61-68.E.14(c)(12), included as "Fecal Coliform Supplemental Data Sheet" at the end of Part V of this permit, were met, then the following limits apply:

EFFLUENT CHARACTERISTICS	DISCHARGE LIMITATIONS		MONITORING REQUIREMENTS		
	Monthly Average	Individual Sample Maximum	Measurement Frequency	Sample Type	Sample Point
Fecal Coliform (MPN/100ml)	14	200*	1/Month	Grab	Effluent

* For this reporting period only.

Otherwise, report "Conditional Monitoring-Not Required" on the Discharge Monitoring Report (DMR) form for this portion (Part III.A.3.) of the permit and report all Fecal Coliform data for this monitoring period in 2. above. In addition, if data is reported in item 3., the "Fecal Coliform Supplemental Data Sheet" contained in Part V of this permit must be attached to the Discharge Monitoring Report (DMR) signed by the authorized DMR representative, documenting compliance with the provisions of R.61-68.E.14(c)(12). If this attachment is not included, the permittee may not use this portion (Part III.A.3.) for reporting Fecal Coliform data.

Note for 2. and 3. above: Sample results reported should include all data collected for this monitoring period including any additional Fecal Coliform samples that might be collected under the provisions of R.61-68.E.14(c)(12).

B. [Reserved]

C. Groundwater Requirements

1. Groundwater Monitoring Requirements

- a. Each of the three (3) groundwater monitoring wells shall be sampled by the permittee as specified below:

13-acre tree farm: 3 wells

Parameter	Measurement Frequency	Sample Method
Ammonia (NH ₃)	Annually	Pump or Bailer Method
Nitrate (N)	Annually	Pump or Bailer Method
Field pH	Annually	Pump or Bailer Method
TDS	Annually	Pump or Bailer Method
Field Specific Conductance	Annually	Pump or Bailer Method
Depth to Groundwater (Report within 0.01 feet)	Annually	Tape
Groundwater Elevation (Report within 0.01 feet above mean sea level)	Annually	Tape

- b. The permittee shall follow the Groundwater Monitoring Sampling Period and Reporting Deadline in the table below for the coordinating Measurement Frequency indicated in the table (in paragraph a.) above:

Measurement Frequency	Sampling Period	Reporting Deadline
Quarterly (Samples must be taken at least 60 days apart.)	January 1 st – March 31 st	April 28 th
	April 1 st – June 30 th	July 28 th
	July 1 st – September 30 th	October 28 th
	October 1 st – December 31 st	January 28 th
Semi-Annually	January 1 st – March 31 st	April 28 th
	July 1 st – September 30 th	October 28 th
Annually	October 1 st – December 31 st	January 28 th

- c. For new spray irrigation sites, background groundwater quality data must be submitted prior to final approval to place into operation.
- d. Sample collection methods shall be in accordance with EPA publication SESDPROC 301-R2, dated October 28, 2011.
- e. All groundwater monitoring wells must be properly maintained at all times and are to yield a representative sample of the aquifer. If the groundwater elevation drops to a level that prevents the collection of a sample for two consecutive sampling periods, then this well shall be considered as “rendered unusable.” In accordance with Regulation 61-71, any monitoring well which is destroyed, rendered unusable, or abandoned, shall be reported to the Department, and shall be properly abandoned, revitalized, or replaced. The permittee shall revitalize or replace the dry well within six months after recording the second dry sampling period.
- f. In accordance with R.61-9.505.5(d), “If a deleterious impact to the groundwaters of the State from the permitted use or disposal practices is documented through groundwater monitoring levels exceeding the standards set forth in R.61-68 or a significant adverse trend occurs, then it will be the obligation of the permittee as directed by the Department to conduct an investigation to determine the vertical and horizontal

extent of groundwater impact. The Department may require remediation of the groundwater to within acceptable levels for groundwater as set forth in R.61-68.”

D. Sludge Disposal Requirements

1. If in the future the facility must dispose of sludge or solids, the Permittee must apply to the Bureau of Water for a sludge disposal permit and obtain written approval prior to actual removal of sludge.

E. [Reserved]

F. [Reserved]

Part IV. Schedule of Compliance

A. Schedule(s)

1. Within 120 days of the Effective Date of this permit, pursuant to Regulation 61-9.505.21(f)(17), the permittee shall submit to the Department either:
 - a. Proof of ownership (fee simple title) of the land application site used for treated effluent disposal; or
 - b. A contract, lease or other legally binding agreement substituted for the proof of ownership provided that:
 - i. The contract, lease or agreement shall be for a period of at least 30 years with an automatic right of renewal for an additional 30 years. Cancellation wording may be included if all parties agree and obtain prior Departmental approval of any cancellation of the agreement; and
 - ii. The contract, lease or agreement shall clearly identify that the use of the land application site is for effluent application and may take precedence over other uses unless there is a permitted secondary year-round disposal option; and
 - iii. The contract, lease or agreement shall specify the quantity of effluent to be applied on a daily or weekly basis; and
 - iv. The contract, lease or agreement shall be binding on all heirs, assignees and successors.
2. Within 45 days of the Effective Date of this permit, the permittee shall submit to the Department:
 - a. Current site map(s) with labeling that illustrate the components of the wastewater treatment plant (such as basins, tanks, piping, sludge treatment, etc.), groundwater monitoring wells, streams and other waterbodies, property boundaries, and any on-site production wells.
 - b. The ground level elevation and the top of the casing elevation of each groundwater monitoring well measured to within 0.01 feet above mean sea level, unless another measurement accuracy is approved by the Department.
3. Reports of compliance or noncompliance with, or any progress reports on, interim and final requirements contained in any compliance schedule of this permit shall be submitted no later than 14 days following each scheduled date.

Part V. Other Requirements

A. Effluent Limitations and Monitoring Requirements

1. There shall be no discharge of floating solids or visible foam in other than trace amounts, nor shall the effluent cause a visible sheen on the land application site.
2.
 - a. Effluent samples taken in compliance with the monitoring requirements specified in Part III, shall be taken at the following location(s): nearest accessible point after final treatment but prior to actual discharge to the land application site.
 - b. Influent samples taken in compliance with the monitoring requirements specified in Part III, shall be taken at the following location(s): nearest accessible point prior to any primary treatment unit (e.g. after the bar screen and before primary treatment).
3. Samples shall be collected in accordance with Part I.
4. MR = Monitor and Report only.
5. There shall be no ponding on the land disposal site, and the site must be properly maintained.
6. The land disposal site must be operated to prevent runoff.
7. The treated wastewater is to be spray irrigated onto the spray fields at an application rate not exceeding:
1.0 inches per week for the 13-acre tree farm spray field specified in the Thomas & Hutton Co. Preliminary Engineering Report J-13239.500 dated February 2001, amended April 2003 (Alternate Effluent Disposal).

The last page of this permit contains the overall site plan of the spray field.

B. [Reserved]

C. Other Groundwater and Land Application Requirements

Not applicable to this permit.

D. Sludge Disposal Requirements

1. Sludge Use and Disposal
 - a. The permittee shall comply with effluent standards and/or prohibitions established under Section 307(a) of the Clean Water Act (CWA) for toxic pollutants, standards for sludge use and disposal established in 40 CFR Parts 122, 123, 258, 501 and 503, under Section 405(d) of the CWA, and R.61-9.503 State Domestic Sludge Regulations, within the time provided in the regulations that establish these prohibitions or standards for sludge use or disposal, even if the ND permit has not yet been modified to incorporate the requirement.
 - b. The Permittee shall take all reasonable steps to minimize or prevent any discharge or sludge use or disposal in violation of this permit which has a reasonable likelihood of adversely affecting human health or the environment.
 - c. This permit may be modified to address any standard for sludge use or disposal promulgated under Section 405(d) and Section 503 of the Clean Water Act and R.61-9.503 State Domestic Sludge Regulations or additional controls of a pollutant or practice not currently limited in this permit.

- d. It must be noted that 40 CFR Part 503 Standards for the Use or Disposal of Sewage Sludge, Federal Register Volume 58, No. 32, pages 9248 through 9415, dated February 19, 1993, was effective March 22, 1993, and R.61-9.503 State Domestic Sludge Regulations was effective June 28, 1996 and continues in effect. The compliance with the Federal sludge regulations is directly enforceable as identified in 40 CFR Part 503.3. No person shall use or dispose of sewage sludge through any practice for which requirements are established except in accordance with 40 CFR Part 503. Any sludge disposal permits issued by the Department will remain in effect and all conditions and requirements will apply; however, this does not relieve the permittee from complying with the conditions of 40 CFR Part 503 or State Regulation 61-9.503.
 1. Compliance with the standards (40 CFR Part 503 and R.61-9.503) should have been achieved by February 19, 1994, and this condition continues to be in effect.
 2. When compliance with the standard required construction of new pollution control facilities, compliance with the standards (40 CFR Part 503 and R.61-9.503) should have been achieved by February 19, 1995, and this condition continues to be in effect.
 3. All other requirements for the frequency of monitoring, record keeping, and reporting identified in 40 CFR Part 503 or R.61-9.503, was effective on July 20, 1993 and continue to be in effect.
 4. Class I sludge management facilities (includes but is not limited to all facilities with pretreatment programs, Publicly Owned Treatment Works (POTW) with a design flow rate equal to or greater than 1 Million gallons per day, and POTW's that serve 10,000 people or more) shall submit the following to EPA Region IV (USEPA Region IV, Clean Water Act Enforcement Section, Water Management Division, 61 Forsyth Street SW, Atlanta, GA 30303) with a duplicate copy to the Department:
 - a. The information in 40 CFR Part 503.17(a) except the information in §503.17(a)(3)(ii), 503.17(a)(4)(ii) and 503.17(a)(5)(ii), for the appropriate requirements on February 19 of each year.
 - b. The information in 40 CFR Part 503.17(a)(5)(ii)(A) through (a)(5)(ii)(G) on February 19 of each year when ninety (90) percent or more of any of the cumulative pollutant loading rates in Table 2 of §503.13 is reached at a site.

The requirements to send information to EPA Region IV will remain in effect until the State of South Carolina is delegated the sludge program under 40 CFR Part 123 or 40 CFR Part 501. The permittee is also required to send a copy of the information to the Department under the requirements of R.61-9.503.
- e. Until such time as a specific federal sludge disposal permit is issued under the provisions of 40 CFR Part 503, the direct enforceability (§503.3(b)) of the sludge standards requires that the permittee shall not use or dispose of sewage sludge through any practice for which requirements are established in 40 CFR Part 503, except in accordance with those requirements. If the Department includes State sludge permit requirements under R.61-9.503, the conditions of that permit shall apply in addition to any requirements under 40 CFR Part 503.
- f.
 1. The permittee must obtain prior Departmental approval of planned changes in the facility when the alteration or addition results in a significant change in the permittee's sludge use or disposal practices, and such alteration, addition or change may justify the application of permit conditions that are different from or absent in the existing permit, including notification of additional use of disposal sites not reported during the permit application process or not reported pursuant to an approved land application plan.
 2. The sludge disposal permit may be modified or revoked and reissued if there are material and substantial alterations or additions to the permitted facility or activity (including a change or changes in the

permittee's sludge use or disposal practice) which occurred after the permit issuance which justify the application of permit conditions which are different from or absent in the existing permit.

- g. The sludge disposal permit may be terminated if there is a change in any condition that requires either a temporary or permanent reduction or elimination of any discharge or sludge use or disposal practice controlled by the permit.
- h. Periodic inspections will be conducted by Department authorized representatives to ensure compliance with State regulations and permit stipulations. Any necessary modification to this permit may be based upon these evaluations.
- i. Records of monitoring required by the permits related to sludge use and disposal activities must be kept at least five (5) years (or longer as required by 40 CFR Part 503 or R.61-9.503).
- j. Sludge monitoring procedures shall be those specified in 1) R.61-9.503; 2) 40 CFR Part 503; 3) 40 CFR Part 136; or 4) other procedures specified in the sludge permit (in that order of "preference" depending on the availability and applicability of a particular method at the time the sludge permit is issued).
- k. The permittee must provide sludge monitoring results on a form(s) approved by the Department.
- l. The permittee shall submit the results of all sludge monitoring if done more frequently than required by the sludge permit. The permittee may be required to maintain specific records at the facility and on request may also be required to furnish them to the Department.
- m. The permittee should note that under 40 CFR 122.44(f), the "anti-backsliding" provision applies only to surface water dischargers. The "anti-backsliding" provision does not apply to sludge use and disposal activities.

2. Odor Control Requirements

The permittee shall use best management practices normally associated with the proper operation and maintenance of a sludge wastewater treatment site, any sludge storage or lagoon areas, transportation of sludges, and all individual activities permitted under R.61-9.503 to ensure that an undesirable level of odor does not exist.

- a. The permittee is required to prepare an odor abatement plan for the sewage sludge treatment sites, any sludge storage or lagoon areas, and land application or surface disposal sites. It must be noted this state regulation that went into effect on June 27, 2003, and continues in effect, required permittees that land-apply sludge to prepare the plan by December 24, 2003. Otherwise, the permittee had until June 27, 2004 to prepare the plan and this requirement remains in effect. The plan must have included the following topics:
 - (1) Operation and maintenance practices which are used to eliminate or minimize undesirable odor levels in the form of best management practices for odor control.
 - (2) Use of treatment processes for the reduction of undesirable odors;
 - (3) Use of setbacks.
 - (4) Contingency plans and methods to address odor problems for the different type of disposal/application methods used.
- b. Unless otherwise requested, prior to issuance of a new or expanded land application disposal permit (either NPDES or ND), the Department may review the odor abatement plan for compliance with this Part (503.50). The Department may require changes to the plan as appropriate.

- c. No permittee may cause, allow, or permit emission into the ambient air of any substance or combinations of substances in quantities that an undesirable level of odor is determined to result unless preventative measures of the type set out below are taken to abate or control the emission to the satisfaction of the Department. When an odor problem comes to the attention of the Department through field surveillance or specific complaints, the Department may determine, in accordance with section 48-1-120 of the Pollution Control Act, if the odor is at an undesirable level by considering the character and degree of injury or interference to:
 - (1) The health or welfare of the people;
 - (2) Plant, animal, freshwater aquatic, or marine life;
 - (3) Property; or
 - (4) Enjoyment of life or use of affected property.
- d. After determining that an undesirable level of odor exists, the Department may require:
 - (1) the permittee to submit a corrective action plan to address the odor problem,
 - (2) remediation of the undesirable level of odor within a reasonable timeframe, and
 - (3) in an order, specific methods to address the problem.
- e. In accordance with R.61-9.503.50(e), if the permittee fails to control or abate the odor problems addressed in this section within the specified timeframe, the Department may revoke disposal/application activities associated with the site or the specific aspect of the sludge management program.

E. [Reserved]

F. Pretreatment

1. Pretreatment Regulations and Program Requirements

- a. All industrial users which discharge wastewater into the Permittee's system are required to comply with pretreatment provisions of the Act, as set forth in the General Pretreatment Regulations, 40 CFR Part 403, promulgated thereunder, the approved State Pretreatment Program (R.61-9.403), and the permittee's approved pretreatment program.
- b. This permit shall be modified, or alternatively revoked and reissued, to incorporate an approved POTW Pretreatment Program.
- c. Any application for authority to revise categorical pretreatment Standards to reflect POTW removal of pollutants in accordance with the requirements of 40 CFR 403.7 must be submitted to the Department at the time of application for POTW pretreatment program approval or at the time of permit expiration and reissuance thereafter.

2. Prohibited Discharges

In accordance with 24 S.C. Reg. Ann. § 61-9.403, the Permittee shall prohibit in its sewer use ordinance and pretreatment program regulations (if a pretreatment program is approved by the Department) the discharge of pollutant(s) into its treatment works by any non-domestic source(s), if such pollutant(s) may inhibit or interfere with the operation or performance of the works. Further, the Permittee shall prohibit in its sewer use ordinance

and pretreatment program regulations (if a pretreatment program is approved by the Department) the introduction of the following pollutants into its treatment works:

- a. Pollutant(s) which create a fire or explosion hazard in the POTW, including, but not limited to, waste streams with a closed cup flashpoint of less than 140 degrees Fahrenheit or 60 degrees Centigrade using the test methods specified in 40 CFR 261.21.
- b. Pollutant(s) which will cause corrosive structural damage to the POTW, but in no case discharges with pH lower than 5.0, unless the works is specifically designed to accommodate such discharges.
- c. Solid or viscous pollutant(s) in amounts which will cause obstruction to the flow in the POTW resulting in interference.
- d. Any pollutant, including oxygen demanding pollutants, (BOD, etc.), released in a discharge at a flow rate and/or pollutant concentration which will cause interference with the POTW.
- e. Heat in amounts which will inhibit biological activity in the POTW resulting in Interference, but in no case heat in such quantities that the temperature at the POTW Treatment Plant exceeds 40°C (104°F) unless the Department, upon request of the POTW, approves alternate temperature limits.
- f. Petroleum oil, nonbiodegradable cutting oil, or products of mineral oil origin in amounts that will cause interference or pass through.
- g. Pollutants which result in the presence of toxic gases, vapors, or fumes within the POTW in a quantity that may cause acute worker health and safety problems.
- h. Any trucked or hauled pollutants, except at discharge points designated by the POTW.

Upon development of specific limits for these pollutant categories, either in an approved POTW Pretreatment Program or otherwise, such limits shall be deemed prohibitions for the purpose of Section 307(d) of the Act and shall be enforceable in lieu of the general prohibitions set forth above.

G. Additional Operational Requirements

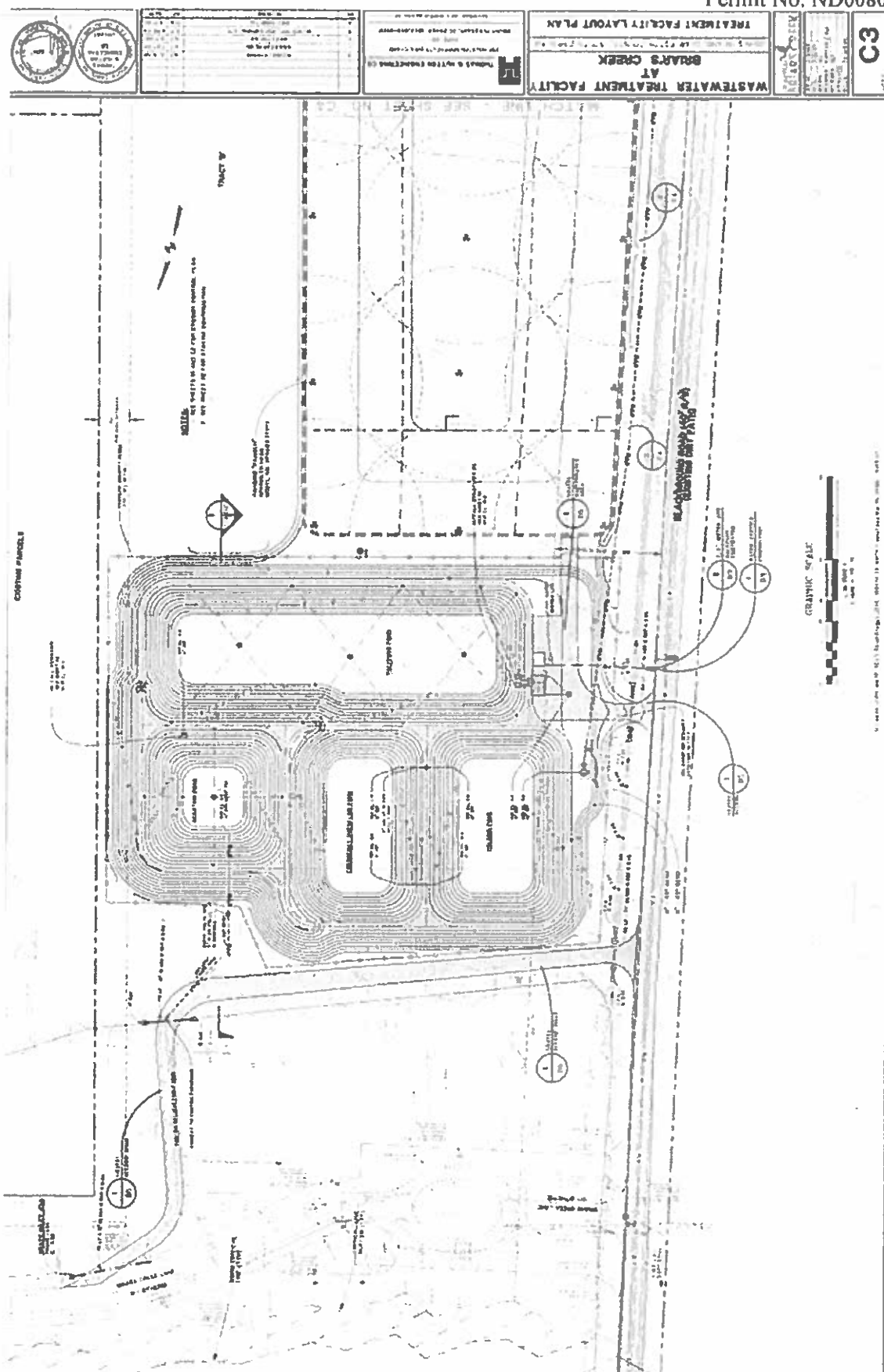
1. The wastewater treatment plant is assigned a classification of Group II-B (Biological) in the Permit to Construct that is issued by the Department. This classification corresponds to an operator with a grade of C.
2. The wastewater treatment plant is assigned a Reliability Classification of Class III, in accordance with Section 67.400 "Reliability Classifications" of the Standards for Wastewater Facility Construction: R.61-67.
3. For parameters with a sample frequency of once per month or greater, the Permittee shall monitor (at least one sample) consistent with conditions established by this Permit on the first (1st) Wednesday of every calendar month, unless otherwise approved by the Department. (For example; with a once per week (01/07) sampling frequency, the permittee shall monitor one weekly sample on the day of the week noted during the monthly DMR reporting period.)

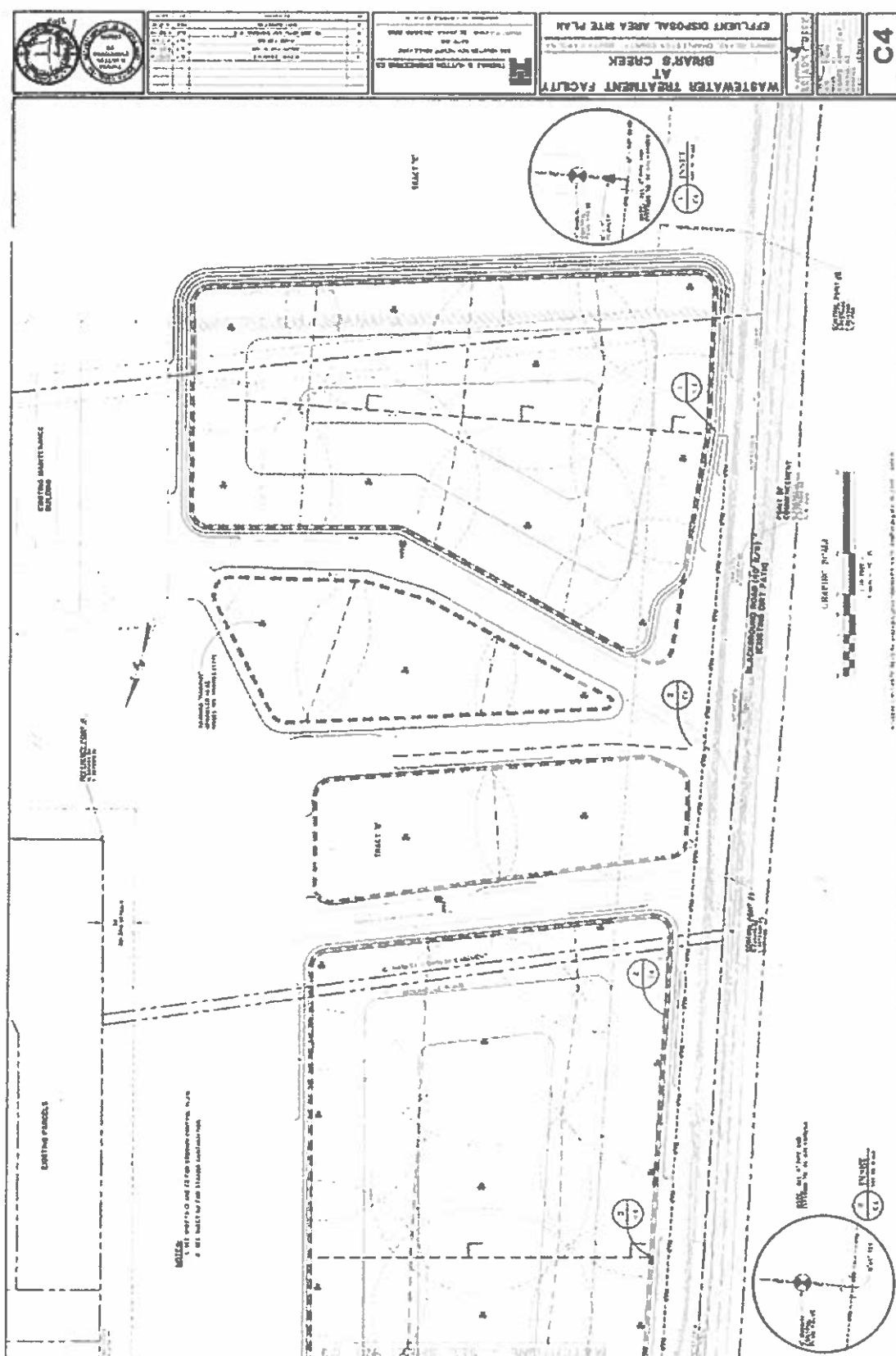
For parameters with a sampling frequency of less than once per month (if any), the permittee shall monitor these parameters on specific date noted above on any of the months during the appropriate reporting period unless otherwise approved by the Department. (For example, with a once per quarter (1/90) sampling frequency, the permittee may monitor on the day of the week noted in either the first, second or third month in the quarterly reporting period.)

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For parameters requiring multiple samples for a single test the Permittee may collect the samples on any date during the reporting period, unless otherwise approved by the Department. The permittee must notify the Department of the planned sampling dates upon request.

In accordance with R.61-9.505.41(j)(1)(iii), the Department may waive compliance with the permit requirement for a specific sampling event for extenuating circumstances. Additional monitoring, as necessary to meet the frequency requirements of this Permit (Part III.A., III.B., and III.C., if applicable) shall be performed by the Permittee.





Fecal Coliform Supplemental Data Sheet

1. Report data and sample time for daily maximum Fecal Coliform value greater than 43 MPN/100 ml.
(Note: This result must not be reported as a "greater than (>)" value.)

Sample #1 date: _____
(mm/dd/yyyy)

Sample #1 time: _____
(24 Hr. Format)

Sample #1 result: _____ MPN/100ml

2. Two additional Fecal Coliform samples collected within 48 hours of the original sample result that exceeded 43 MPN/100.

(Note: This result must not be reported as a "greater than (>)" value.)

Sample #1 date: _____
(mm/dd/yyyy)

Sample #2 date: _____
(mm/dd/yyyy)

Sample #1 time: _____
(24 Hr. Format)

Sample #2 time: _____
(24 Hr. Format)

Sample #1 result: _____ MPN/100ml

Sample #2 result: _____ MPN/100ml

I certify that each of the two additional sample results in item #2, do not exceed 43 MPN/100 ml.

☐ Yes.

☐ No. This is not true.*

3. Report the total number of Fecal Coliform samples collected in the previous twelve months: _____
(If requested, this data must be provided to the Department to verify this information)

4. A. Is the number from item #3 above 120 samples (or more) collected in the previous twelve (12) months?

☐ Yes. I certify this to be true and also certify that no more than four (4) individual bacterial samples exceeded the daily maximum limit of 43 MPN/100 ml in the previous twelve (12) months and those values were:

Sample Number	Sample Date (mm/dd/yyyy)	Sample Value (MPN/100 ml)
1.		
2.		
3.		
4.		

☐ None (If no exceedance in the previous twelve months, check this box)

B. If the number from item #3 above is less than 120 samples collected in the previous twelve (12) months:

- ☐ Yes. I Certify that no more than one (1) bacterial sample exceeded the daily maximum limit of 43 MPN/100 ml in the previous twelve (12) months, and that value is:

Sample date: _____
(mm/dd/yyyy)

Sample result: _____ MPN/100ml

☐ None (If no exceedance in the previous twelve (12) months, check this box)

C. ☐ Neither (A) nor (B) above is true*.

5. Certify that the disinfection equipment and wastewater solids handling system was fully functional during this reporting period.

☐ Yes. I certify this to be true.

☐ No. This is not true*.

6. Certify that neither an existing Consent Order nor Administrative Order is associated with the facility's operation of this disinfection system.

☐ Yes. I certify this to be true.

☐ No. This is not true*.

7. Certify that all laboratory data included with this report is sufficiently sensitive to accurately represent the effluent bacteria concentrations. No values were reported as ">" greater than.

☐ Yes. I certify this to be true.

☐ No. This is not true*.

* If you check any of the starred boxes above, you cannot use this form.

Name: _____

Signature: _____

Date: _____

Note: The Fecal Coliform supplemental data sheets are required only in the event the permittee reports Fecal Coliform data under Part III.A.3.



July 8, 2021

Mr. Robert J. Licato, President
Golf Club at Briar's Creek Property Owners Association, Inc.
C/o Sentry Management
4925 Lacross Rd. #12
North Charleston, SC 29406

RE: Transfer of ND Permit
ND Permit No. ND0080977
Charleston County

Dear Mr. Licato:

Based on Mr. Nathan K. Plagens, Director of Projects, Briar's Creek Holdings, LLC's letter dated June 16, 2021 and the information provided along with his letter confirming the sale of the wastewater treatment facility subject to permit ND0080977, the referenced ND permit is being transferred from Briar's Creek Holdings, LLC to The Golf Club at Briar's Creek Property Owners Association, Inc. A copy of the letter noted above and other documents listed in the said letter are attached here for reference.

The Department has implemented the new on-line ePermitting system. All information that is required to be reported by the ND permit, such as the monthly Discharge Monitoring Reports (DMR), engineering reports etc., must now be submitted through this on-line system.

You should be receiving a copy of the revised ND permit under separate correspondence from NPDES administration.

If you have any questions, please feel free to contact me at 803-898-4228 or email me at greenba@dhec.sc.gov.

Sincerely,

for

Brenda Green, Manager
Domestic Wastewater Permitting Section
Water Facilities Permitting Division

mss:

cc: Lowcountry BEHS Charleston (email – attachments)
Shawn Clarke, SCDHEC
Stephen Hightower, SCDHEC (email – attachments)
Nathan Plagens, Briar's Creek Holding, LLC. (email – attachments)
Brian Wisnewski, SCDHEC Enforcement (email – attachments)

Attachments: Mr. Planges' letter dated June 16, 2021 and accompanying documents.

RCM Financial Services LP
Merrill Lynch Self Directed Account
As of June 30, 2021

	Actuals	Offsetting Entry Account
INVESTMENT IN ML Picks		
Beginning Balance	30,219,056.08	
Adjustments	(881,440.70)	
CM Earnings	-	
Dividends	0.13	
Accrued Interest Received	-	
Accrued Interest Paid	-	
Mgmt Fee	-	
Foreign Taxes	-	
Foreign Currency Loss	-	
Realized Gain	-	
Realized (Loss)	(2,205,219.67)	
	<u>27,132,395.84</u>	
 INTEREST RECEIVABLE-		
Beginning Balance	-	
Reverse PM Accrual	-	
CM Accrual	-	
	<u>-</u>	
 ALLOWANCE -		
Beginning Balance	(21,501,640.23)	
Reverse PM Accrual	21,501,640.23	
CM Accrual	(18,821,374.75)	
	<u>(18,821,374.75)</u>	
 Total	 8,311,021.09	
 FMV	 8,310,659.03	
 Difference	 <u>362.06</u>	

UNREALIZED GAINS AND LOSSES
ML - Self Directed
RCM Financial Services LP
Account No. 1

June 30, 2021

Date	Quantity	Symbol	Security	Unit Cost	Total Cost	Price	Market Value	Unrealized Gain/Loss	SL
Common Stock									
10-29-2013	1,713,043	g4196w108	Riverstone Energy Limited	15.76	26,997,557.68	4.77	8,176,182.93	-18,821,374.75	69.7
					26,997,557.68		8,176,182.93	-18,821,374.75	69.7
CASH AND EQUIVALENTS									
		cash	Cash Account		134,837.90		134,837.90		
					134,837.90		134,837.90		
TOTAL PORTFOLIO					27,132,395.58		8,311,020.83	-18,821,374.75	69.4

REALIZED GAINS AND LOSSES
ML - Self Directed
RCM Financial Services LP
Account No. 221
From 06-01-2021 Through 06-30-2021

Open Date	Close Date	Quantity	Symbol	Security	Cost Basis	Proceeds	Gain or Loss	
							Short Term	Long Term
10-29-2013	06-01-2021	832	g4196w108	Riverstone Energy Limited	13,112.32	3,681.23		-9,431.09
10-29-2013	06-02-2021	1,401	g4196w108	Riverstone Energy Limited	22,079.76	6,189.91		-15,889.85
10-29-2013	06-03-2021	4,415	g4196w108	Riverstone Energy Limited	69,580.40	19,350.98		-50,229.42
10-29-2013	06-07-2021	303	g4196w108	Riverstone Energy Limited	4,775.28	1,283.97		-3,491.31
10-29-2013	06-08-2021	286	g4196w108	Riverstone Energy Limited	4,507.36	1,201.58		-3,305.78
10-29-2013	06-10-2021	208	g4196w108	Riverstone Energy Limited	3,278.08	914.44		-2,363.64
10-29-2013	06-11-2021	2,912	g4196w108	Riverstone Energy Limited	45,893.12	13,268.83		-32,624.29
10-29-2013	06-11-2021	158	g4196w108	Riverstone Energy Limited	2,490.08	693.73		-1,796.35
10-29-2013	06-14-2021	1,364	g4196w108	Riverstone Energy Limited	21,496.64	6,408.65		-15,087.99
10-29-2013	06-15-2021	940	g4196w108	Riverstone Energy Limited	14,814.40	4,452.02		-10,362.38
10-29-2013	06-16-2021	950	g4196w108	Riverstone Energy Limited	14,972.00	4,494.14		-10,477.86
10-29-2013	06-17-2021	1,001	g4196w108	Riverstone Energy Limited	15,775.76	4,662.32		-11,113.44
10-29-2013	06-18-2021	2,836	g4196w108	Riverstone Energy Limited	44,695.36	13,499.35		-31,196.01
10-29-2013	06-21-2021	4,635	g4196w108	Riverstone Energy Limited	73,047.60	22,421.80		-50,625.80
10-29-2013	06-22-2021	5,057	g4196w108	Riverstone Energy Limited	79,698.32	24,839.51		-54,858.81
10-29-2013	06-23-2021	3,511	g4196w108	Riverstone Energy Limited	55,333.36	17,457.56		-37,875.80
10-29-2013	06-24-2021	141,605	g4196w108	Riverstone Energy Limited	2,231,694.80	673,555.25		-1,558,139.55
10-29-2013	06-25-2021	2,693	g4196w108	Riverstone Energy Limited	42,441.68	13,135.26		-29,306.42
10-29-2013	06-28-2021	6,174	g4196w108	Riverstone Energy Limited	97,302.24	30,046.82		-67,255.42
10-29-2013	06-29-2021	9,127	g4196w108	Riverstone Energy Limited	143,841.52	43,928.64		-99,912.88
10-29-2013	06-30-2021	10,000	g4196w108	Riverstone Energy Limited	157,600.00	47,724.42		-109,875.58
TOTAL GAINS							0.00	0.00
TOTAL LOSSES							0.00	-2,205,219.67
TOTAL REALIZED GAIN/LOSS					3,158,430.08	953,210.41	0.00	-2,205,219.67
NO CAPITAL GAINS DISTRIBUTIONS					-2,205,219.67			

INCOME AND EXPENSES
ML - Self Directed
RCM Financial Services LP
Account No. -
From 06-01-2021 Through 06-30-2021

<u>Ex-Date</u>	<u>Pay-Date</u>	<u>Symbol</u>	<u>Security</u>	<u>Amount</u>
CASH AND EQUIVALENTS				
06-28-2021	06-28-2021		ML BANK DEPOSIT PROGRAM	0.13
				0.13
NET INCOME				0.13

CASH LEDGER
ML - Self Directed
RCM Financial Services LP
Account No.
From 06-01-2021 To 06-30-2021

Trade Date	Settle Date	Tran Code	Activity	Symbol	Security	Amount
Cash Account						
06-01-2021			Beginning Balance			63,068.06
06-01-2021	06-03-2021	dp	Sale	g4196w108	Riverstone Energy Limited	3,681.23
06-01-2021	06-01-2021	lo	Withdrawal		from Portfolio	-55,291.31
	TR TO 83V03788					
06-02-2021	06-04-2021	dp	Sale	g4196w108	Riverstone Energy Limited	6,189.91
06-03-2021	06-07-2021	dp	Sale	g4196w108	Riverstone Energy Limited	19,350.98
06-04-2021	06-04-2021	lo	Withdrawal		from Portfolio	-17,281.50
	TR TO 83V03788					
06-07-2021	06-09-2021	dp	Sale	g4196w108	Riverstone Energy Limited	1,283.97
06-08-2021	06-10-2021	dp	Sale	g4196w108	Riverstone Energy Limited	1,201.58
06-10-2021	06-14-2021	dp	Sale	g4196w108	Riverstone Energy Limited	914.44
06-11-2021	06-11-2021	dp	Sale	g4196w108	Riverstone Energy Limited	13,268.83
06-11-2021	06-15-2021	dp	Sale	g4196w108	Riverstone Energy Limited	693.73
06-14-2021	06-16-2021	dp	Sale	g4196w108	Riverstone Energy Limited	6,408.65
06-15-2021	06-17-2021	dp	Sale	g4196w108	Riverstone Energy Limited	4,452.02
06-16-2021	06-18-2021	dp	Sale	g4196w108	Riverstone Energy Limited	4,494.14
06-16-2021	06-16-2021	lo	Withdrawal		from Portfolio	-37,238.96
	TR TO 83V03788					
06-17-2021	06-21-2021	dp	Sale	g4196w108	Riverstone Energy Limited	4,662.32
06-18-2021	06-22-2021	dp	Sale	g4196w108	Riverstone Energy Limited	13,499.35
06-18-2021	06-18-2021	lo	Withdrawal		from Portfolio	-15,354.81
	TR TO 83V03788					
06-21-2021	06-23-2021	dp	Sale	g4196w108	Riverstone Energy Limited	22,421.80
06-22-2021	06-24-2021	dp	Sale	g4196w108	Riverstone Energy Limited	24,839.51
06-22-2021	06-22-2021	lo	Withdrawal		from Portfolio	-18,000.00
	TR TO 83V03788					
06-23-2021	06-25-2021	dp	Sale	g4196w108	Riverstone Energy Limited	17,457.56
06-24-2021	06-28-2021	dp	Sale	g4196w108	Riverstone Energy Limited	673,555.25
06-25-2021	06-29-2021	dp	Sale	g4196w108	Riverstone Energy Limited	13,135.26
06-28-2021	06-28-2021	dp	Interest	990286916	ML BANK DEPOSIT PROGRAM	0.13
06-28-2021	06-30-2021	dp	Sale	g4196w108	Riverstone Energy Limited	30,046.82
06-28-2021	06-28-2021	lo	Withdrawal		from Portfolio	-738,274.12
	TR TO 83V03788					
06-29-2021	07-01-2021	dp	Sale	g4196w108	Riverstone Energy Limited	43,928.64
06-30-2021	07-02-2021	dp	Sale	g4196w108	Riverstone Energy Limited	47,724.42
06-30-2021			Ending Balance			134,837.90

PURCHASE AND SALE
ML - Self Directed
RCM Financial Services I P
Account No.
From 06-01-2021 to 06-30-2021

Trade Date	Settle Date	Quantity	Symbol	Security	Unit Price	Amount
SALES						
06-01-2021	06-03-2021	832	g4196w108	Riverstone Energy Limited	4.42	3,681.23
06-02-2021	06-04-2021	1,401	g4196w108	Riverstone Energy Limited	4.42	6,189.91
06-03-2021	06-07-2021	4,415	g4196w108	Riverstone Energy Limited	4.38	19,350.98
06-07-2021	06-09-2021	303	g4196w108	Riverstone Energy Limited	4.24	1,283.97
06-08-2021	06-10-2021	286	g4196w108	Riverstone Energy Limited	4.20	1,201.58
06-10-2021	06-14-2021	208	g4196w108	Riverstone Energy Limited	4.40	914.44
06-11-2021	06-11-2021	2,912	g4196w108	Riverstone Energy Limited	4.56	13,268.83
06-11-2021	06-15-2021	158	g4196w108	Riverstone Energy Limited	4.39	693.73
06-14-2021	06-16-2021	1,364	g4196w108	Riverstone Energy Limited	4.70	6,408.65
06-15-2021	06-17-2021	940	g4196w108	Riverstone Energy Limited	4.74	4,452.02
06-16-2021	06-18-2021	950	g4196w108	Riverstone Energy Limited	4.73	4,494.14
06-17-2021	06-21-2021	1,001	g4196w108	Riverstone Energy Limited	4.66	4,662.32
06-18-2021	06-22-2021	2,836	g4196w108	Riverstone Energy Limited	4.76	13,499.35
06-21-2021	06-23-2021	4,635	g4196w108	Riverstone Energy Limited	4.84	22,421.80
06-22-2021	06-24-2021	5,057	g4196w108	Riverstone Energy Limited	4.91	24,839.51
06-23-2021	06-25-2021	3,511	g4196w108	Riverstone Energy Limited	4.97	17,457.56
06-24-2021	06-28-2021	141,605	g4196w108	Riverstone Energy Limited	4.76	673,555.25
06-25-2021	06-29-2021	2,693	g4196w108	Riverstone Energy Limited	4.88	13,135.26
06-28-2021	06-30-2021	6,174	g4196w108	Riverstone Energy Limited	4.87	30,046.82
06-29-2021	07-01-2021	9,127	g4196w108	Riverstone Energy Limited	4.81	43,928.64
06-30-2021	07-02-2021	10,000	g4196w108	Riverstone Energy Limited	4.77	47,724.42
						953,210.41